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July 31, 2012

VIA ECFS

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Stephanie A. Joyce

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Re: WC Docket No. 09-144, Securus Petition for Declaratory Ruling

Dear Ms. Dortch:

Securus Technologies, Inc. (“Securus”) hereby responds to the *ex parte* notices filed by Millicorp in this docket on July 16 and 17, 2012.

First, Millicorp continues to refer to its arrangement with the Federal Bureau of Prisons (“FBOP”) as purported evidence refuting the serious security concerns raised by Securus and dozens of law enforcement agencies in this docket. As Securus noted in the letter from the undersigned counsel to Marlene H. Dortch dated September 15, 2011, filed in this docket, that arrangement actually demonstrates that correctional agencies have the authority and the right to permit call diversion schemes to operate and to make arrangements with call diverters. The agencies with which Securus holds contracts, however, uniformly have demanded that call diversion attempts be blocked. *See* WC Docket No. 09-144, Securus Petition for Declaratory Ruling Exs. 18-28 (July 24, 2009); Securus Reply Comments, Appendix (Sept. 10, 2009) (listing authorities that filed supporting comments).

Securus recently has been informed by the FBOP that no contract between the FBOP and Millicorp exists.

Second, Millicorp continues to rely on LSSi Corp. as a repository of telephone number registrant information. Securus explained at length in a letter from the undersigned to Marlene H. Dortch dated August 2, 2011, filed in this docket, that LSSi “cannot be considered an adequate replacement for LIDB [Line Information Database] or to be as reliable as LIDB.” *Id.* at 11. LSSi is a commercial entity and its database is not nearly as comprehensive as LIDB, nor does it carry the FCC’s approval as does LIDB. Securus also related that its attempt to work with LSSi to find accurate telephone number registrant information resulted in a positive hit rate of “less than 15%.” *Id.* at 12. In addition, coordination with LSSi cannot be “performed in real time during the validation process,” *id.*, and thus does not comport with Securus’s obligation to ensure real-time call validation. Moreover, only Millicorp, from among the dozens of

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untraceable operators of call diversion schemes, has stated that it works with LSSi. Finally, it is not clear that the FCC has the authority to impose or enforce any obligation on any call diverter with regard to telephone number registration. As Securus has proved and Millicorp admits,¹ call diversion schemes are not interconnected VoIP. As such, most of their service practices are not regulated by the Commission. Indeed, Millicorp has publicly noted that it is not required to populate LIDB and that the numbers it uses are not populated in LIDB.²

For all these reasons, Millicorp's apparent cooperation with LSSi in no way answers the problem of call diversion.

Please do not hesitate to contact me with any additional questions or concerns:
202.857.6081. Thank you for your consideration.

Sincerely,

s/Stephanie A. Joyce

Counsel for Securus Technologies, Inc.

cc: Chairman Julius Genachowski
Commissioner Robert McDowell
Commissioner Mignon Clyburn
Commissioner Ajit Pai
Commissioner Jessica Rosenworcel
Julie Veach, Chief, Wireline Competition Bureau
Sean Lev, General Counsel
Michael Steffen, Legal Advisor to Chairman Genachowski
Christine Kurth, Legal Advisor to Commissioner McDowell
Angela Kronenberg, Acting Legal Advisor to Commissioner Clyburn
Nick Degani, Legal Advisor to Commissioner Pai
Priscilla Delgado Argeris, Legal Advisor to Commissioner Rosenworcel
Victoria Goldberg – Acting Chief, Pricing Policy Division, Wireline Competition
Bureau
Deena Shetler – Associate Bureau Chief, Wireline Competition Bureau

¹ E.g., August 2, 2011 Letter at 14-15.

² WC Docket No. 09-144, Letter from Phil Marchesiello to Marlene H. Dortch at 15 & n. 42 (June 17, 2011).

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